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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,) No. CR 07-0335 SI
Plaintiff,)
v.)
MARTIN LEE SIMON,)
Defendant.)
)
**PETITION FOR WRIT OF HABEAS
CORPUS AD PROSEQUENDUM**

To the Honorable Susan Illston, United States District Judge for the Northern District of California:

The United States respectfully petitions the Court to issue a Writ of Habeas Corpus Ad Prosequendum for the prisoner Martin Lee Simon. The prisoner is required to appear in the above-referenced matter FORTHWITH for his initial appearance before the duty magistrate judge in the above-referenced case. His place of custody and jailor are set forth in the following

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PETITION FOR WRIT OF HABEAS CORPUS AD PROSEQUENDUM, CR 07-0335 SI

1 writ.

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3 DATED: May 31, 2007

Respectfully submitted,

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SCOTT N. SCHOOLS
United States Attorney

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/s
ANDREW P. CAPUTO
Assistant United States Attorney

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[PROPOSED] ORDER

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IT IS SO ORDERED.

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DATED: 5/31/07

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HON. SUSAN ILLSTON
United States District Judge

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1 **THE PRESIDENT OF THE UNITED STATES OF AMERICA**

2 To: Federico Rocha, United States Marshal for the Northern District of California; any of his
3 authorized deputies; and the Jailer or Warden of San Quentin Prison:

4 **GREETINGS**

5 The prisoner, Martin Lee Simon, CDC # T096617, is in custody in the above-referenced
6 institution. He is required to appear as soon as possible on criminal charges now pending against
7 him in the United States District Court for the Northern District of California, 450 Golden Gate
8 Avenue, San Francisco, California 94102. Accordingly,

9 WE COMMAND that you produce the prisoner before the duty magistrate judge of the
10 Northern District of California FORTHWITH. You shall bring him before the duty magistrate
11 judge, 15th Floor, as soon as possible. You shall produce the prisoner at all times necessary until
12 the termination of the proceedings in this Court. Immediately thereafter, you shall return the
13 prisoner to the above-referenced institution, or abide by whatever further order the Court may
14 make concerning his custody.

15 WE FURTHER COMMAND that if the prisoner is to be released from custody in the
16 above-referenced institution, the prisoner be IMMEDIATELY delivered to the United States
17 Marshal or any of his authorized deputies pursuant to this writ.

18 WITNESS the Honorable Susan Illston, United States District Judge for the Northern
19 District of California.

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21 DATED: 6/1/07

CLERK
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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DEPUTY CLERK